

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**APPLICANT: MARIO WEIST**

**ART UNIT:**

**SERIAL NO.: 10/565,705**

**EXAMINER:**

**FILED: MARCH 24, 2006**

**P.C.T. APPLICATION NO.: PCT/CH2004/000448**

**P.C.T. INTERNATIONAL FILING DATE: JULY 14, 2004**

**PRIORITY CLAIM: JULY 28, 2003**

**TITLE: DRINKING AND POURING CLOSURE WITH A PIERCING CUTTER  
DEVICE FOR COMPOSITE PACKAGINGS OR CONTAINER AND  
BOTTLE SPOUTS SEALED WITH A FILM MATERIAL**

**INFORMATION DISCLOSURE STATEMENT**

Hon. Commissioner for Patents  
United States Patent and Trademark Office  
P. O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

In accordance with 37 C.F.R. §1.56, Applicant wishes to call the attention of the  
Examiner to the following references:

**I hereby certify that this paper is being deposited this date with the U.S. Postal Service as First Class Mail addressed to: Hon. Commissioner for Patents, United States Patent and Trademark Office, P. O. Box 1450, Alexandria, Virginia 22313-1450.**



**Edwin D. Schindler, Reg. No. 31,459**

**April 10, 2006**

**Date**

<u>U.S. Patent Document Nos.</u>	<u>Inventor/Applicant</u>	<u>Issue Date/Publication Date</u>
3,861,550	John R. Taylor <i>et al.</i>	January 21, 1975
6,045,004	John Elliott	April 4, 2000
6,116,445	Kenji Ikemori <i>et al.</i>	September 12, 2000
2003/0146247 A1	Ishai Oren <i>et al.</i>	August 7, 2003

<u>Foreign Patent Document Nos.</u>	<u>Inventor/Applicant</u>	<u>Prior Art/Publication Date</u>
EP 0,860,370 A2	Lars-Erik Palm	August 26, 1998
EP 0,860,370 A3	Lars-Erik Palm	August 26, 1998
JP 2001-122314 A	(Japanese Inventorship)	May 8, 2001
JP 2001-171716 A	Yoshida Industry Co. Ltd.	June 26, 2001
WO 01/49583 A1	Jong-Ki Kim	July 12, 2001

A copy the foregoing references is enclosed, along with Form PTO-1449.

The enclosed references were cited in Applicant's International Search Report (copy enclosed) for Applicant's corresponding P.C.T. Application, No. PCT/CH2004/-000448, filed July 14, 2004, which claims foreign priority on the basis of Applicant's corresponding Switzerland patent application, filed July 28, 2003, or otherwise known to Applicant.

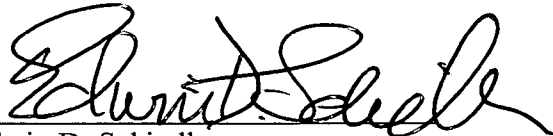
The accompanying references relate generally to container closures, etc., generally known to the prior art.

These citations do not constitute an admission by Applicant that the references are relevant or material to the patentability of the claims.

Inasmuch as the present Information Disclosure Statement is being filed prior to issuance of a first Office Action on the merits, no fee for its submission is submitted to be due.

Respectfully submitted,

MARIO WEIST

By   
Edwin D. Schindler  
*Attorney for Applicant*  
Reg. No. 31,459

PTO Customer No. 60333

Five Hirsch Avenue  
P. O. Box 966  
Coram, New York 11727-0966

(631)474-5373

April 10, 2006

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**Complete if Known**

(Use as many sheets as necessary)

Sheet

1

of

1

Application Number

10/565.705

Filing Date

PCT Filed: July 14, 2004

**First Named Inventor**

Mario Weist

### Art Unit

Examiner Name

Attorney Docket Number

[illegible]

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)	MM-DD-YYYY			
		EP 0,860,370 A2	08-26-1998	Lars-Erik Palm		
		EP 0,860,370 A3	08-26-1998	Lars-Erik Palm		
		JP 2001-122314 A	05-08-2001	(Japanese Inventorship)		
		JP 2001-171716 A	06-26-2001	Yoshida Industry Co. Ltd.	Pages 4-8; FIG. 1	
		WO 01/49583 A1	07-12-2001	Jong-Ki Kim		

**Examiner  
Signature**

/Donnell Long/

Date  
Considered

03/23/2009

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

*If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.*

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /D.L./